

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

Case No. 5:22-cr-00119-M-1

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTOINE STATON,

Defendant.

ORDER

This matter comes before the court on Defendant's Unopposed Motion for Reconsideration. [DE 111].

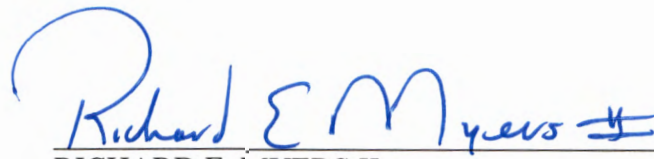
On August 27, 2024, the court denied Defendant's pro se Motion to Reduce Sentence Pursuant to Amendment 821. [DE 88]. Although the Amendment was applicable, Defendant had been sentenced to a term of imprisonment that was lower than the floor of his new guideline range. *See* [DE 72]. Subsequently, Defendant filed several letters with the court, requesting clarification as to his new criminal history category so that the BOP could appropriately apply his FSA credits. [DE 102, 108]. On March 3, 2025, the court ordered the Office of the Federal Public Defender to appoint counsel to Defendant to assess any potential misapplication of FSA credits. [DE 109].

Defendant, through counsel, now advises that no Statement of Reasons was issued in conjunction with the court's August 27, 2024, order. [DE 111] at 2. Accordingly, there is no official documentation as to Defendant's adjusted Criminal History Category and Guideline Range after application of Amendment 821. *Id.* Defendant requests that the court issue an amended order, to include a Statement of Reasons that reflects that Defendant's Criminal History Category has dropped from VI to V, thus lowering his Guideline Range to 100-120 months. *Id.*

For good cause shown, the Motion for Reconsideration [DE 111] is GRANTED. An amended order denying Defendant's pro se motion [DE 88], to include a Statement of Reasons, will be issued contemporaneously with this order.

Defendant's remaining pro se motions [DE 98, 108] are DENIED AS MOOT, as they both seek to address the alleged misapplication of his FSA credits.

SO ORDERED this 10th day of March, 2025.



RICHARD E. MYERS II
CHIEF UNITED STATES DISTRICT JUDGE